

MESSAGE NO: 6227112 MESSAGE DATE: 08/14/1996

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 6207113
MESSAGE #
(s):

CASE #(s): A-475-818

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/04/1996 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF ANTIDUMPING DUTY ORDER & FINAL DETERMINATION OF SALES AT
LESS THAN FAIR VALUE CERTAIN PASTA FROM ITALY (A-475-818) THIS MESSAGE
SUPERCEDES MESSAGE NO: 6207113

MESSAGE NO: 6227112

DATE: 08 14 1996

CATEGORY: ADA

TYPE: ORD

REFERENCE: 6207113

REFERENCE DATE: 07 25 1996

CASES: A - 475 - 818

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PERIOD COVERED: 08 04 1996 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: NOTICE OF ANTIDUMPING DUTY ORDER & FINAL DETERMINATION
OF SALES AT LESS THAN FAIR VALUE CERTAIN PASTA FROM ITALY
(A-475-818) THIS MESSAGE SUPERCEDES MESSAGE NO: 6207113

1. ON AUGUST 8, 1996, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS SECOND AMENDMENT TO THE FINAL ANTIDUMPING
DUTY DETERMINATION AND ORDER OF CERTAIN PASTA FROM ITALY.

SCOPE OF ORDER:

2. THE SCOPE OF THIS ORDER CONSISTS OF CERTAIN NON-EGG DRY PASTA

IN PACKAGES OF FIVE POUNDS (OR 2.27 KILOGRAMS) OR LESS, WHETHER OR NOT ENRICHED OR FORTIFIED OR CONTAINING MILK OR OTHER OPTIONAL INGREDIENTS SUCH AS CHOPPED VEGETABLES, VEGETABLE PUREES, MILK, GLUTEN, DIASTASES, VITAMINS, COLORING AND FLAVORINGS, AND UP TO TWO PERCENT EGG WHITE. THE PASTA COVERED BY THIS SCOPE IS TYPICALLY SOLD IN THE RETAIL MARKET, IN FIBERBOARD OR CARDBOARD CARTONS OR POLYETHYLENE OR POLYPROPYLENE BAGS, OF VARYING DIMENSIONS.

3. EXCLUDED FROM THE SCOPE OF THIS ORDER ARE REFRIGERATED, FROZEN, OR CANNED PASTAS, AS WELL AS ALL FORMS OF EGG PASTA, WITH THE EXCEPTION OF NON-EGG DRY PASTA CONTAINING UP TO TWO PERCENT EGG WHITE. ALSO EXCLUDED ARE IMPORTS OF ORGANIC PASTA FROM ITALY THAT ARE ACCOMPANIED BY THE APPROPRIATE CERTIFICATE ISSUED BY THE ASSOCIAZIONE MARCHIGIANA AGRICOLTURA BIOLOGICA (AMAB) OR BY BIOAGRICOOOP SCRL.

4. THE MERCHANDISE UNDER ORDER IS CURRENTLY CLASSIFIABLE UNDER ITEMS 1902.19.20 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

ANTIDUMPING DUTY ORDER

5. FOR IMPORTS OF CERTAIN PASTA FROM ITALY, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

JANUARY 19, 1996 EXCEPT FOR DE MATTEIS AGROALIMENTARE S.P.A. WHICH HAS A DE MINIMIS MARGIN AND IS THEREFORE EXCLUDED FROM THE ORDER. EFFECTIVE JULY 24, 1996, CUSTOMS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE MARGIN RATES SHOWN BELOW:

6. THE ANTIDUMPING DUTY CASH DEPOSIT RATE SHOULD BE BASED UPON THE MANUFACTURE/PRODUCER. IF THE MANUFACTURE/PRODUCER DOES NOT HAVE A SPECIFIC RATE, THE ALL OTHERS RATE APPLIES

MFR/PRODUCER	CUSTOMER ID	MARGIN
NUMBER	PERCENTAGE	
ITALY		
ARRIGHI SPA	A-475-818-001	19.09
FILLI DE CECCO DE FILIPPO		
FARA SAN MARTINO S.P.A.	A-475-818-005	46.67
DE MATTEIS		
AGROALIMENTARE S.P.A.	A-475-818-006	0.00
DELVERDE SRL	A-475-818-008	1.68
ITALPASTA SPA	A-475-818-013	19.09
LA MOLISANA INDUSTRIE		
ALIMENTARI S.P.A.	A-475-818-015	14.73
LIGUORI PASTIFICIO		
DAL 1820	A-475-818-018	11.58
PASTIFICIO FRATELLI		
PAGANI S.P.A.	A-475-818-019	17.47
MOLINO E PASTIFICIO DE CECCO SPA		
PESCARA	A-475-818-020	46.67
TAMMA INDUSTRIE ALIMENTARI		
DI CAPITANATA SRL	A-475-818-021	1.68
DE MATTEIS/AGRITALIA S.R.L.	A-475-818-023	0.00
ALL OTHERS	A-475-818-000	11.26

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS

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OFFICERS, PLEASE CONTACT VIA-E-MAIL, THROUGH APPROPRIATE SUPERVISORY CHANNELS, TECHNICAL PROGRAM, ANTIDUPING/COUNTERVAILING DUTY, USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESED PARTIES SHOULD CONTACT JOHN BRINKMANN, OFFICE OF ANTIDUMPING/COUNTERVAILING DUTY ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, US DEPARTMENT OF COMMERCE. AT (202) 482-5288.

8. THERE IS NO RESTRICTION ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party